

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA

2005 DEC 14 PM 3:20

LORETTA G. WHYTE
CLERK

DOCKET NO. 1657

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

NOV 25 2005

FILED
CLERK'S OFFICE

JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE VIOXX PRODUCTS LIABILITY LITIGATION

(SEE ATTACHED SCHEDULE)

C 05-4310 MHP

CONDITIONAL TRANSFER ORDER (CTO-32)

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 2,341 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

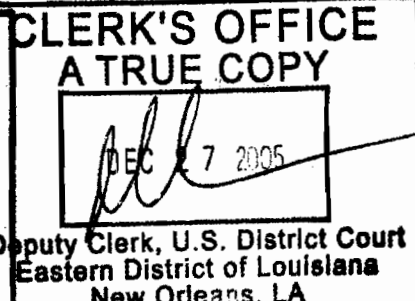
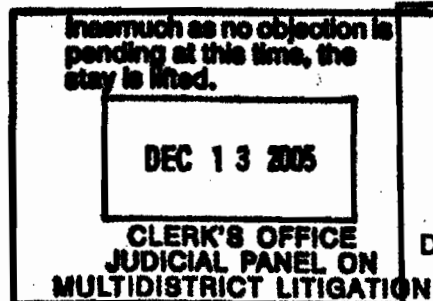
Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, 360 F.Supp.2d 1352 (J.P.M.L. 2005), and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Michael J. Beck

Michael J. Beck
Clerk of the Panel



Fee _____
Process _____
X Dkt _____
CtRmDep _____
Doc. No _____

**SCHEDULE CTO-32 - TAG-ALONG ACTIONS
DOCKET NO. 1657
IN RE VIOXX PRODUCTS LIABILITY LITIGATION**

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>EDLA SECT. L/3</u>
ALABAMA MIDDLE		
ALM 3 05-998	Michael D. May v. Merck & Co., Inc., et al. Opposed 12/6/05	
ALABAMA NORTHERN		
ALN 6 05-2172	Bonnie Sue Rogers, etc. v. Merck & Co., Inc.	05-6496
CALIFORNIA CENTRAL		
CAC 2 05-7581	Carol Drabelle, et al. v. Merck & Co., Inc., et al.	05-6497
CAC 2 05-7583	Richard Marquez v. Merck & Co., Inc., et al.	05-6498
CAC 2 05-7586	Gary Frederick Milleman, et al. v. Merck & Co., Inc., et al.	05-6499
CAC 2 05-7592	Mary Virginia McDonough, et al. v. Merck & Co., Inc., et al.	05-6500
CAC 2 05-7644	Denise A. Morris v. Merck & Co., Inc.	05-6501
CAC 2 05-7647	Joyce Shafor, et al. v. Merck & Co., Inc.	05-6502
CALIFORNIA EASTERN		
CAE 2 05-2140	Patricia Love v. Merck & Co., Inc., et al.	05-6503
CALIFORNIA NORTHERN		
CAN 3 05-4310	David Porter, et al. v. Merck & Co., Inc.	05-6504
CAN 3 05-4311	Joseph Kruger, et al. v. Merck & Co., Inc.	05-6505
CAN 5 05-4368	Edith Kadach v. Merck & Co., Inc., et al.	05-6506
HAWAII		
HI 1 05-668	First Insurance Co. of Hawaii, Ltd. v. Merck & Co., Inc.	05-6507
KENTUCKY EASTERN		
KYE 0 05-189	Howard Gulley v. Merck & Co., Inc.	05-6508
KYE 0 05-191	Raymond G. Cordle, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 0 05-198	Terry Bush v. Merck & Co., Inc.	05-6509
KYE 0 05-201	Brenda Sparks, et al. v. Merck & Co., Inc. Opposed 12/12/05	
KYE 2 05-211	Gary L. Kratzer v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 3 05-73	Richard Douglas Southworth, etc. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 5 05-426	Kenneth Michael Short, et al. v. Merck & Co., Inc. Opposed 12/12/05	
KYE 5 05-427	Stanley Long v. Merck & Co., Inc.	05-6510
KYE 5 05-432	Norlena Slone v. Merck & Co., Inc.	05-6511
KYE 5 05-433	Larry Smith v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 5 05-434	Clarence Parido, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 5 05-449	Patricia A. Swanagin, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 5 05-450	Hubert Little, etc. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 5 05-454	Noah Taylor, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 5 05-463	Charlotte Haddix, etc. v. Merck & Co., Inc.	05-6512
KYE 6 05-570	Lawrence K. Dutcher v. Merck & Co., Inc. Opposed 12/12/05	
KYE 6 05-571	Anthony P. Dattilo v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 6 05-572	Londis Meek, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 6 05-573	Jerry Anderson, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 6 05-576	Jody Hays v. Merck & Co., Inc.	05-6513
KYE 6 05-577	Virginia Nadine Perry v. Merck & Co., Inc.	05-6514
KYE 6 05-584	Gary W. Hall, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 6 05-585	Kathleen Harp v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 6 05-586	John Mullins, et al. v. Merck & Co., Inc. Opposed 12/12/05	
KYE 6 05-587	Juanetta Bush, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 6 05-592	Jorma Madon, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 6 05-593	David Roberts v. Merck & Co., Inc., et al.	05-6515

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KYE 6 05-601	Barbara Asher, etc. v. Merck & Co., Inc.	
KYE 6 05-608	Anita Parks v. Merck & Co., Inc.	
KYE 7 05-336	Cheryl Adams v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 7 05-337	Theresa Taylor, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 7 05-341	Lavern Arnett v. Merck & Co., Inc.	05-6518
KYE 7 05-342	O'Dean Smith, et al. v. Merck & Co., Inc.	05-6519
KYE 7 05-343	Ralph Crager v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 7 05-344	Neil Canada v. Merck & Co., Inc.	05-6520
KYE 7 05-345	Mark A. York, Sr., et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYE 7 05-346	Bobby Wright, et al. v. Merck & Co., Inc.	05-6521
KYE 7 05-347	Roma Lynn Prater v. Merck & Co., Inc.	05-6522
KYE 7 05-351	Adron Thornsberry, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	

KENTUCKY WESTERN

KYW 1 05-172	Kristie Miller, etc. v. Merck & Co., Inc.	05-6523
KYW 1 05-173	Debra Hamburg, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 1 05-174	James C. Miller v. Merck & Co., Inc.	05-6524
KYW 1 05-177	Riley Wells v. Merck & Co., Inc., et al. Opposed 12/13/05	
KYW 1 05-178	Patricia Oakes, etc. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 1 05-179	Dorothy Payne, etc. v. Merck & Co., Inc., et al. Opposed 12/13/05	
KYW 1 05-180	Ethel Wolf v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 1 05-181	John Nowak, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 1 05-186	Randall Pyles, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 3 05-637	William Clayton, et al. v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-638	Charles Schultise v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-639	Margaret Vandivier v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-640	Mary E. Lester v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-641	Sabina Chambers v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-643	Richard W. Allen, Sr., et al. v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-644	Glendon Dixon v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-650	Debra Jean Nold, et al. v. Merck & Co., Inc.	05-6525
KYW 3 05-652	Lawrence Shepherd, et al. v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-653	J. William Manning, et al. v. Merck & Co., Inc.	05-6526
KYW 3 05-654	Pamela Winters, etc. v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-655	Jennifer M. Popp, etc. v. Merck & Co., Inc., et al. Opposed 12/13/05	
KYW 3 05-660	Fleam Leach v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-661	Tim Ellis, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 3 05-663	Mariynn Fox, etc. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 3 05-665	Tina Day v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 3 05-666	Hazel McKee, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 3 05-667	Olando Simpson, et al. v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-668	Michael F. Simpson, et al. v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-670	Susan Walker, etc. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 3 05-671	Daniel Ryan v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 3 05-672	Sharon Schafer, et al. v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-673	Joan Anne Schwartz, etc. v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-674	Perry Schneider, et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 3 05-675	Mary Louise Schmidt, etc. v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-676	Manson Wheilan v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-677	David G. Thomas v. Merck & Co., Inc. Opposed 12/12/05	
KYW 3 05-678	A. Walter Tyson, etc. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 3 05-680	Carl Ansett, Jr., et al. v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 4 05-154	Cheyenne Albro v. Merck & Co., Inc.	05-6527
KYW 4 05-155	Everett Hack v. Merck & Co., Inc.	05-6528
KYW 5 05-205	Gerald Boyd v. Merck & Co., Inc.	05-6529
KYW 5 05-206	Ola Nelson v. Merck & Co., Inc., et al. Opposed 12/12/05	
KYW 5 05-210	Michael E. Wilson v. Merck & Co., Inc., et al. Opposed 12/12/05	

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MINNESOTA		
MN 0 05-2501	Lisa Tuggle, etc. v. Merck & Co., Inc.	05-6530
MN 0 05-2517	Clara Richardson, etc. v. Merck & Co., Inc.	05-6531
MN 0 05-2530	Alfred J. Hoerner v. Merck & Co., Inc.	05-6532
MISSOURI EASTERN		
MOE 4 05-1946	Debbie Cavender, et al. v. Merck & Co., Inc.	05-6533
MOE 4 05-1955	Theima Zimmerman, et al. v. Merck & Co., Inc., et al. Opposed 12/13/05	
MOE 4 05-1956	Samella Butler, et al. v. Merck & Co., Inc., et al. Opposed 12/13/05	
MOE 4 05-1967	Jana Meehan v. Merck & Co., Inc., et al.	05-6534
MOE 4 05-1969	Steve Pickard, et al. v. Merck & Co., Inc., et al. Opposed 12/13/05	
MOE 4 05-1970	Martha Maxwell, et al. v. Merck & Co., Inc., et al. Opposed 12/13/05	
MOE 4 05-1973	Rita B. Barker, et al. v. Merck & Co., Inc.	05-6535
MISSOURI WESTERN		
MOW 4 05-1023	Frank Canaleo, etc. v. Merck & Co., Inc.	05-6536
MOW 4 05-1025	Kathy Pence, etc. v. Merck & Co., Inc.	05-6537
MOW 4 05-1026	Kathryn Carter, etc. v. Merck & Co., Inc.	05-6538
MOW 4 05-1027	Brandon Worlow v. Merck & Co., Inc.	05-6539
MOW 4 05-1028	Richard Shearer v. Merck & Co., Inc.	05-6540
MOW 4 05-1029	Jason Lida, etc. v. Merck & Co., Inc.	05-6541
MOW 4 05-1035	John Webster, et al. v. Merck & Co., Inc., et al. Opposed 12/13/05	
MOW 4 05-1052	Cheryl Ann Mahon v. Merck & Co., Inc., et al.	05-6542
MISSISSIPPI SOUTHERN		
MSS 3 05-649	Napoleon Alexander, etc. v. Merck & Co., Inc.	05-6543
OHIO NORTHERN		
OHN 1 05-1772	Donna Casteel, etc. v. Merck & Co., Inc.	05-6544
OHN 1 05-2503	Geraldine Abrahams, et al. v. Merck & Co., Inc.	05-6545
OHN 1 05-2504	Colleen Conko v. Merck & Co., Inc.	05-6546
OHN 5 05-2471	Shirley Madlick, et al. v. Merck & Co., Inc.	05-6547
OKLAHOMA WESTERN		
OKW 5 05-1229	Carolyn Grace, etc. v. Merck & Co., Inc. Opposed 12/13/05	
PENNSYLVANIA EASTERN		
PAB 2 05-5461	Irma Leshinski, et al. v. Merck & Co., Inc.	05-6548
PENNSYLVANIA WESTERN		
PAW 2 05-1484	P. Fred Beorn, et al. v. Merck & Co., Inc.	05-6549
PUERTO RICO		
PR 3 05-2025	Francisco Muniz-Domena, et al. v. Astra Merck, Inc., et al.	05-6550
PR 3 05-2037	Juan Antonio Velez-Jimenez, et al. v. Astra Merck, Inc., et al.	05-6551
PR 3 05-2049	Jose Portalatin-Cordero, et al. v. Astra Merck, Inc., et al.	05-6552
SOUTH DAKOTA		
SD 1 05-1046	Lavonne Butler v. Merck & Co., Inc.	05-6553
SD 1 05-1047	Mariene Stickfort v. Merck & Co., Inc.	05-6554
SD 1 05-1048	George Witter v. Merck & Co., Inc.	05-6555
TENNESSEE MIDDLE		
TNM 3 05-837	Mary A. Jordan, et al. v. Merck & Co., Inc.	05-6556
TNM 3 05-839	Gloria White, etc. v. Merck & Co., Inc.	05-6557
TNM 3 05-841	Ron R. Moore, etc. v. Merck & Co., Inc.	05-6558
TNM 3 05-843	Merita Kay Roysdon, et al. v. Merck & Co., Inc.	05-6559

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TNM 3 05-844	Tyra Taylor, et al. v. Merck & Co., Inc.	05-6560
TNM 3 05-845	Betty J. Moore, etc. v. Merck & Co., Inc.	05-6561
TNM 3 05-848	Debra A. Bennett v. Merck & Co., Inc.	05-6562
TNM 3 05-849	Joe T. Givan, et al. v. Merck & Co., Inc.	05-6563
TNM 3 05-850	Teresa Gallaher, et al. v. Merck & Co., Inc.	05-6564
TNM 3 05-851	Sarah Pierce, et al. v. Merck & Co., Inc.	05-6565
TNM 3 05-852	John Richmond, etc. v. Merck & Co., Inc.	05-6566
TNM 3 05-853	James Boggess, etc. v. Merck & Co., Inc.	05-6567
TNM 3 05-854	Andrew Golden, etc. v. Merck & Co., Inc.	05-6568
TNM 3 05-855	Roger Kelly, Sr. v. Merck & Co., Inc.	05-6569
TNM 3 05-856	Nadine Freeman, et. al. v. Merck & Co., Inc.	05-6570
TNM 3 05-857	Elsie I. Hollingsworth v. Merck & Co., Inc.	05-6571
TNM 3 05-858	Margaret A. Brooks v. Merck & Co., Inc.	05-6572
TNM 3 05-861	Janet D. Roberick v. Merck & Co., Inc.	05-6573
TNM 3 05-862	Emma Spencer, etc. v. Merck & Co., Inc.	05-6574
TNM 3 05-863	Charlotte Matlock, et al. v. Merck & Co., Inc.	05-6575
TNM 3 05-864	Elizabeth G. Washington v. Merck & Co., Inc.	05-6576
TNM 3 05-866	Charles M. Turner v. Merck & Co., Inc.	05-6577
TNM 3 05-868	Verie B. Thompson, Jr. v. Merck & Co., Inc.	05-6578
TNM 3 05-869	Jewel Smith v. Merck & Co., Inc.	05-6579
TNM 3 05-870	Edna D. Ross v. Merck & Co., Inc.	05-6580
TNM 3 05-871	Joe Nelson v. Merck & Co., Inc.	05-6581
TNM 3 05-872	Alford Huqq v. Merck & Co., Inc.	05-6582
TNM 3 05-873	Shirley M. Johnson v. Merck & Co., Inc.	05-6583
TNM 3 05-874	Charles L. McDonald v. Merck & Co., Inc.	05-6584
TNM 3 05-880	William E. Hughes v. Merck & Co., Inc.	05-6585
TNM 3 05-881	Louise Gillespie v. Merck & Co., Inc.	05-6586
TNM 3 05-882	Kevin J. Callahan v. Merck & Co., Inc.	05-6587
TNM 3 05-883	James J. Walton v. Merck & Co., Inc.	05-6588
TENNESSEE WESTERN		
TNW 1 05-1322	Norris H. Davis v. Merck & Co., Inc., et al.	05-6589
TNW 1 05-1323	Roberta J. Evans v. Merck & Co., Inc., et al.	05-6590
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TNW 1 05-1333	Sally Woods, etc. v. Merck & Co., Inc., et al.	05-6594
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TEXAS EASTERN		
TXE 1 05-676	William Edward Morgan v. Merck & Co., Inc., et al.	05-6597
TXE 1 05-701	Maria Antonieta DeLocra, et al. v. Merck & Co., Inc.	05-6598
TXE 2 05-489	Bettye Baty, et al. v. Merck & Co., Inc.	05-6599
TEXAS SOUTHERN		
TXS 2 05-308	Patricia Legesse v. Merck & Co., Inc.	05-6600
TXS 4 05-3696	Linda J. Collins v. Merck & Co., Inc., et al.	05-6601
VERMONT		
VT 2 05-274	Michele S. LaRouche, et al. v. Merck & Co., Inc.	05-6602

cc

Subject CTO-32

**IN RE: MDL 1657
VIOXX PRODUCTS LIABILITY LITIGATION**

Attached is a certified copy of the transfer order received from the Multidistrict Litigation Panel in Washington, D.C. It instructs that the case(s) listed be transferred to our district for disposition pursuant to Title 28 USC 1407, as soon as possible. The order includes the case number(s) assigned to each action by the Eastern District of Louisiana.

The Honorable Eldon E. Fallon, U.S. District Judge, issued an order directing that the transferred of records consist of only a certified copy of the complaint (including notice of removal, if applicable), any amendments, the docket sheet and the MDL Transfer Order.

Please forward the above requested documents, preferably as PDF documents attached to an email addressed to vioxx_mdclerk@laed.uscourts.gov. Please attach separate PDFs for each of the documents. If this is not possible, please forward the printed copies of the requested documents via mail.

Should you have any questions regarding this request, please contact Dina Guilbeau at (504)589-7704.

Very truly yours,
Loretta G. Whyte, Clerk
Eastern District of Louisiana

